FARAD CONTINUATION SHEET.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION.

CRIMINAL REVISION APPLICATION No.187 of 1998.

The State of Maharashtra. Applicant.

Vs

Rambhau Krishna Pokale & Ors. Respondent.

Office Notes,Office Memorandum of Coram apperance,Court's Orders & Directions and Registrar's Order.	: Court or Judge's Order.

S. S. Pednekar,APP for the Applicant.
None for the Respondents.

CORAM: V.C. DAGA,J.

DATED: 4TH JULY, 2007.

1. Heard learned counsel for the applicant None present for the respondent Nos. 1 to 4, and 6 to 9.

2. This revision is directed against the order dated 16.4.1998 passed in Sessions Case Nos. 240 of 1992 and 261 of 1994 below Exh.45 by the Additional Sessions Judge, Pune, whereby the application seeking to recall P.W.1 Ravindra Narayan Gokhale for further evidence came to be rejected holding that the attempt of the prosecution to move application is to fill up lacunas.

3. During the course of hearing from the record it transpired that the application came to be dismissed as against the respondent no.5 for non removal of the office objection. In view of the dismissal of revision application against the respondent no.5 the impugned order has become final and conclusive against the applicant so far as the respondent no.5 is concerned which was in favour of the respondent no.5.

4. The hearing of the revision application and reversal of the impugned order would create anomalous situation giving rise to the inconsistent orders in the same proceeding which is not permissible in law. In view of this settled legal position, the revision application will have to be dismissed. No relief in favour of the applicant can be granted.

5. In the result, the revision application is dismissed and disposed of accordingly.

(V.C.DAGA,J.)